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PTO/SB/07 (12-07)

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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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In re: **Dan Kikinis**
Case: **P1503D2** Application No.: **10/701,828** Filing date: **11/04/2003**
Art Unit: **2643** Examiner: **Unknown**
Subject: **Electronic Document Answering Machine**

Certificate of Transmission under 37 CFR 1.8

Attention: Examiner

Fax No.: (703) 872-9306

I hereby certify that this correspondence is being facsimile transmitted to the
Patent and Trademark Office

on 11/17/2004

Date



Signature

Sheri Beasley

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify
each submitted paper.

Total Sheets Transmitted - 9

1. Response to Notice of Non-Compliance - 1 sheet
2. Preliminary Amendment - 6 sheets
3. Copy of Notice of Non-Compliant Amendment - 1 sheets
4. Certificate of Transmission - 1 sheet

Please call me at (831) 726-1457 if you have any questions.

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

10/70/828



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 11-4-03 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☒ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: Currently added should read New.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Debra Kille
Legal Instruments Examiner (LIE)

571272 0986
Telephone No.

NOV 17 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: 2643

Examiner: Unknown

In Re: Dan Kikinis
Case: P1503D2
Serial No.: 10/701,828
Filed: 11/04/2003
Subject: Electronic Document Answering Machine

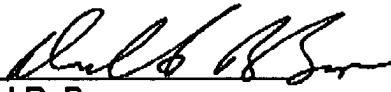
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Response to Non-Compliant Amendment

A notice of non-compliant was mailed in the above-referenced case on 11/02/2004 regarding a response filed in the case on 10/701,828. A corrected version of the response follows. Please deduct any required fees from deposit account 50-0534.

Respectfully submitted,
Dan Kikinis

by 
Donald R. Boys
Reg. No. 35,074

Central Coast Patent Agency, Inc.
P.O. Box 187
Aromas, CA 95004
(831) 726-1457

NOV 17 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEArt Unit: NA
Examiner: NA

In Re: Dan Kikinis
Case: P1503D2
Serial No.: 10/701,828
Filed: November 04, 2003
Subject: Electronic Document Answering Machine

To the Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Sir,

Preliminary Amendment